घोषित किया जाना चाहिए और उस अभ्यर्थी (यों) को छह वर्ष की अवधि के लिए निरर्हित कर दिया जाना चाहिए।

17. राजनैतिक दलों के रजिस्ट्रीकरण से सम्बंधित लोक प्रतिनिधित्व अधिनियम, 1951 की धारा 29क में विद्यमान उपबंधों को हटाया नहीं जाना चाहिए और यदि कोई दल इस धारा के अधीन दिए गए वचनबंध का अतिक्रमण करता है तो उसका रजिस्ट्रीकरण समाप्त करने के लिए एक विनिर्दिष्ट उपबंध होना चाहिए। रजिस्ट्रीकरण समाप्त करने की शक्ति उच्च न्यायालय में निहित होनी चाहिए।

18. लोक प्रतिनिधित्व अधिनियम, 1950 की धारा 28 और लोक प्रतिनिधित्व अधिनियम, 1951 की धारा 169 के उपबंध संविधान के अनुच्छेद 324 के उपबंधों का अतिक्रमण करते हैं और उसके प्रतिकूल हैं। अतः नियम बनाने का प्राधिकार पूर्णतया निर्वाचन आयोग को प्रदत्त किया जाना चाहिए। तथापि, निर्वाचन आयोग केन्द्रीय सरकार से परामर्श करेगा।

Misbehaviour of Chief Election Commissioner to a woman employee

1729. SHRI VIREN J. SHAH : Will the PRIME MINISTER be pleased to state :

(a) whether Government's attention has been drawn to a newsitem which appeared in the Hindustan Times of 22nd September, 1992 about the misbehaviour of the Chief Election Commissioner to a woman and some other employees of the Commission, resulting in flash strike by the staff on 21st September, 1992;

(b) if so, what are the details in this regard; and

(c) what action Government have taken in the matter ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) Yes, Sir.

(b) and (c) As per information furnished by the Election Commission, no incident of misbehaviour by Chief Election Commissioner with a woman employee took place. It was a misunderstanding of measures taken for enforcing security arrangements in the Commission's building.

Irregularities in the Process of Liquidation of Companies

1730. SHRI VIREN J. SHAH : Will the PRIME MINISTER be pleased to state :

(a) whether it is a fact that the Department of Company Affairs have found irregularities in the process of liquidation of companies as reported in the Economic Times of 28th September, 1992;

(b) if so, what are the details in this regard;

(c) whether it is a fact that some of the official liquidators and registrars of certain companies have been caught red handed accepting bribes and are facing enquiries by the Central Bureau of Investigations;

(d) if so, what are the details thereof; and

(e) what steps Government have taken to make legislative changes to improve and expedite the process of recodification of the Companies Act, 1956 ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a), (b) and (e) The liquidation proceedings are delayed, *inter-alia*, due to non-filing of statement of affairs, paucity of staff and protracted court proceedings in realising the debts and taking over possession of assets.

In the report appearing in the 'Economic Times' of 28-9-1992, reference has been made to the recommendations of the

Inter-Ministerial Working Group on Industrial Restructuring, set up by the Planning Commission. In its report, the Working Group has made various suggestions to speed up the liquidation proceedings of industrial companies. Some suggestions have also been made by the Official Liquidators for making legislative changes, in this behalf, and the Government is endavouring to introduce a Bill recodifying the Companies Act, 1956, as early as possible.

(c) and (d) The Central Bureau of Investigation has reported to have apprehended one Official Liquidator and one Registrar of Companies in the recent past and inquiries in regard to these two cases are in progress.

Shifting of PAD of Election Commission to Lok Nayak Bhavan

1731. SHRI DIPEN GHOSH : Will the PRIME MINISTER be pleased to state :

(a) whether the Pay and Accounts Department (PAD) of Election Commission has been shifted from Nirvachan Sadan to Lok Nayak Bhavan in Khan Market, New Delhi;

(b) whether the Chief Election Commissioner (CEC) has sought to have an in-house Accounts department; and

(c) if so, in what manner such a department, without having an independent status, would be able to scrutinise the accounts of the CEC ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) Yes, Sir.

(b) Yes, Sir.

(c) The expenditure incurred by the Election Commission is subject to audit under the provisions of Article 149 of the Constitution read with the Comptroller and Auditor General (Duties, Powers and Conditions of Service) Act, 1971 and there is no change in this position.

Need to amend Hindu Succession Acts

1732. SHRI SHIV PRATAP MISHRA: Will the PRIME MINISTER be pleased to state :

(a) whether Government propose to amend the Hindu adoption and Maintenance Act, 1956 and the Guardians and Wards Act; and

(b) if not, the reasons therefor ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) and (b) No, Sir. The Government have not felt any necessity to amend the Hindu Adoptions and Maintenance Act, 1956 and the Guardians and Wards Act, 1890.

Modification in the Selection procedure of High Court and the Supreme Court Judges

1733. SHRI SHIV PRATAP MISHRA : Will the PRIME MINISTER be pleased to state :

(a) whether Government are considering any proposal to modify the existing system of selection of the High Court and the Supreme Court judges; and

(d) if so, the details hereof and if not, the reasons therefor ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) No, Sir.

(b) Does not arise. No change in the present system of apointment of Judges is considered necessary for the present.

Appraisal of the working of specialised Tribunals

1734. SHRI AJIT P. K. JOGI : Will the PRIME MINISTER be pleased to state :

(a) whether Government propose to conduct the appraisal of working of various specialised Tribunals set up in the country particularly those where the writ jurisdiction of the High Court has been excluded;

(b) if so, the details thereof;